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VIA FACSIMILE;
CONFIRMATION BY FEDERAL EXPRESS

Matthew B. Lehr, Esq.
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135 Commonwealth Drive
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Re: Playtex Products, Inc. v. The Procter & Gamble Company, et al.,
Case No. C-1-02-391

Dear Matt and Allon:

I have enclosed your service copy of Defendants' Motion To Exclude Evidence
Relating To Plaintiff's Damages Claim.

As you would expect from the enclosed motion, we will not be agreeing to the
proposed discovery schedule you sent us this week, and we will be objecting to the damages-
related discovery requests you recently served. There is no point in proceeding with document
discovery and expert depositions unless the court denies the motion.

Very truly yours,



Donald E. Burton

DB/bsf
Enclosure

c: Paul B. Martins, Esq. (w/ encl.; via Federal Express)
Robert J. Gunther, Jr., Esq. (w/ encl.; via Federal Express)
Charles J. Faruki, Esq.
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